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OFFICE OF PETITIONS

In re Application of Steven Feher

Application No. 10/651,628 : DECISION ON PETITION

Filed: September 2, 2003 : Attorney Docket No. 04-15048 :

This is a decision on the petition to withdraw the holding of abandonment under 37 CFR 1.181, filed February 13, 2006.

The petition is **GRANTED**.

The above-identified application became abandoned for failure to timely pay the issue fee in response to the Notice of Allowance mailed November 3, 2005. This Notice set a statutory period for reply of three (3) months. No issue fee having been received, the application became abandoned by matter of law on February 4, 2006. The mailing of this decision precedes the mailing of a Notice of Abandonment.

Petitioner asserts that the Notice of Allowance was mailed to the incorrect address. Petitioner points the Office's attention to a Power of Attorney and Change of Correspondence Address that was filed on December 22, 2004. It is obvious from reviewing the file that the Power of Attorney and Change of Correspondence Address was not entered, and that the Notice of Allowance was erroneously mailed to the incorrect address.

In view thereof, the holding of abandonment is withdrawn.

The Office mailed a new Notice of Allowance and Notice of Allowability on August 24, 2006.

The matter is being forwarded to the Office of Patent Publication to await Applicant's response to the Notice of Allowance mailed August 24, 2006.

Telephone inquiries regarding this decision should be directed to the undersigned at (571)272-3207.

Cliff Congo

Petitions Attorney
Office of Petitions